

Program A: Fire Prevention

Program Authorization: R.S. 40:1563(C)3; R.S. 40:1575; R.S. 23:531-545; R.S. 51:560 et seq; R.S. 51:911 et seq.; R.S. 51:912 et seq.; R.S. 40:1484; R.S. 40:1625 et seq.; R.S. 40:1578.6(C); R.S. 40:1566, 1567, and 1563; R.S. 40:1651 et seq.; R.S. 46:1441; Act 1010 of 1995; La. Administrative Code 55:V:3001 et seq.; Section 1864(a) of the Social Services Act; Title 42 of Code of Federal Regulations

PROGRAM DESCRIPTION

The mission of the Fire Prevention Program in the Office of the State Fire Marshal is to protect life and property from fire and explosion; ensure public safety of Louisiana's citizens within the constructed environment; provide equal access to disabled individuals; and promote the efficient use of energy in buildings.

The goals of the Fire Prevention Program in the Office of the State Fire Marshal are:

1. Make the Fire Marshal's Office responsive to the needs of the citizens of Louisiana by fair and equal enforcement of the statutes and regulations; providing prompt, courteous, and professional delivery of services in the most cost effective and productive manner; and to implement a fire safety and education and training programs to reduce the number of recurring violations.
2. Reduce injury, death and property damage resulting from fire in the State of Louisiana by attaining consistent, quality and professional level inspections statewide.
3. Maintain a data repository and statistical analysis of all fires and improve the imparting of this information to the fire department and the public.
4. To protect the integrity of manufactured homes and the lives of the citizens occupying them.
5. Prevent/reduce injury, death and property damage from explosions of boilers and pressure vessels and the mechanical failure of amusement attractions.
6. To ensure safe, accessible, and energy efficient buildings by a thorough review of building plans and specifications prior to construction.

Louisiana law, R.S. 40:1574 (A) and (B), requires that the plans and specifications for every structure, watercraft, or movable constructed or remodeled in the state be reviewed by the Fire Marshal and must be determined to appear to satisfactorily comply with the adopted fire, life safety, and handicapped accessibility laws, rules, regulations, and codes of the state prior to construction.

The Fire Prevention Program in the Office of the State Fire Marshal includes the following activities: Inspection Section, Health Care Inspection Section, Boiler and Amusement Ride Safety Inspection Section, Manufactured Homes Section, Sprinkler Contractor Licensing Section, Fireworks Licensing Section, Fire Information Services Section, Fire Protection Licensing Section, Family Food Day Care Homes, Burglar Alarm Licensing Section, Volunteer Firemen Insurance, Plan Review, and Arson Enforcement.

The Inspection Section, under the authority of R.S. 40:1563 (C) 3, conducts final construction/renovation/addition inspections of all completed construction projects having had prior plan review and existing outside the jurisdiction of a certified fire prevention bureau. Other inspections such as special requested inspections and construction visits are performed based on the urgency of the hazard involved and available resources.

The Health Care Inspection Section through contract agreement with the Department of Health and Hospitals per provisions of Section 1864(a) of the Social Services Act are required to survey and certify compliance with Title 42 of the Code of Federal Regulations.

The Boiler and Amusement Ride Safety Inspection is comprised of the Boiler Inspection Section and the Mechanical Section. The Boiler Section is responsible for the inspections of all boilers and certain pressure vessels throughout the state on a timely basis, and maintenance records of all inspections and companies authorized to construct, install, repair, and operate boilers in Louisiana. The Mechanical Section is responsible for the inspections of all amusement/carnival ride equipment in Louisiana (R.S. 40:1484). These inspections will include the review of all maintenance records, non-destructive testing, operational tests and the qualifications of the ride operators, as well as, the training records of the operators.

The Manufactured Home Section, under the authority of R.S. 51:911 et. seq., conducts periodic inspections of manufactured homes on dealer lots, handles consumers complaints relative to manufactured homes, and licenses manufactures, dealers, and salesmen as required. These inspections conform with Federal Manufactured Housing Construction and Safety Standards and Regulations administered by the Department of Housing and Urban Development.

The Sprinkler Contractor Licensing Section, under the authority of R.S. 40:1625 et seq., licenses each fire protection sprinkler contractor doing business in Louisiana.

The Firework Licensing Section, under the authority of R.S. 51:560 et. seq., licenses manufactures, distributors, jobbers, importers, and retailers of fireworks.

The Fire Information Services Section collects and analyzes fire data.

The Fire Protection Licensing Section, under the authority of R.S. 40:1551 et seq. and Louisiana Administrative Code 55:V:3001 et seq., licenses, and certifies firms, employees and apprentices engaged in the installation or servicing of portable fire extinguishers, fixed fire extinguishing systems, fire detection and alarm systems, and hydrostatic testing of pressurized fire extinguishing equipment.

The Family Food Day Care Homes Section, under authority of R.S. 46:1411, inspects private homes taking care of six children or less under a federal program. There are approximately 10,000 homes in this program.

The Burglar Alarm Licensing Section, under authority of R.S. 40:1662.1 et seq., certifies and licenses firms and employees engaged in the sale, installation and servicing of burglar alarm systems and fire alarm systems in one or two family dwellings.

The Volunteer Firemen Insurance Program, under authority of R.S. 40:1593, authorizes the Fire Marshal to negotiate a group insurance policy to provide medical, death and burial benefits for volunteer firefighters of the state suffering injury or death while engaged in the scope of their duties as a volunteer firefighter.

The Plan Review Section, under authority of R.S. 40:1740, requires the plans and specifications for every structure, watercraft or movable constructed or remodeled in the state to be reviewed for conformity with adopted fire, life safety, energy and handicapped accessibility laws, rules, regulations and codes prior to construction.

The Arson Enforcement Section, under authority of Revised Statute 40, Chapter 7, Part 3, Act 83 of 1987, causes investigations of all fires within the state which are suspected to be caused by criminal neglect or human design, or whenever there is more than one human death, and arrests those responsible for such fires.

OBJECTIVES AND PERFORMANCE INDICATORS

Unless otherwise indicated, all objectives are to be accomplished during or by the end of FY 2001-2002. Performance indicators are made up of two parts: name and value. The indicator name describes what is being measured. The indicator value is the numeric value or level achieved within a given measurement period. For budgeting purposes, performance indicator values are shown for the prior fiscal year, the current fiscal year, and alternative funding scenarios (continuation budget level and Executive Budget recommendation level) for the ensuing fiscal year (the fiscal year of the budget document).

GENERAL PERFORMANCE INFORMATION: FIRE DEATHS AND LOSSES					
PERFORMANCE INDICATOR	PRIOR YEAR ACTUAL 1995	PRIOR YEAR ACTUAL 1996	PRIOR YEAR ACTUAL 1997	PRIOR YEAR ACTUAL 1998	PRIOR YEAR ACTUAL 1999
Total number of fires reported	15,385	16,486	8,366 ¹	12,963	16,214
Total number of fire related deaths	81	111	95	101	31 ²
Total property losses (in \$ millions)	\$81.9	\$82.0	\$61.0	\$62.0	\$90.0

¹ Statistics do not include the City of New Orleans Fire Department since that department did not report during FY 1997-1998.

² Although statistics for this indicator are generally obtained from the DHH - Injury Research and Prevention Center, data for 1999 fire-related deaths are not available from the DHH - Injury Research and Prevention Center. The Louisiana Fire Incident Reporting System reflects 31 deaths, which are those deaths known by the reporting fire departments.

1. (KEY) Through the Inspections activity, to complete 90% of the total number of inspections required annually while maintaining an average of 7 inspections per day per inspector.

Strategic Link: This operational objective partially accomplishes the agency's Strategic Objectives I.3, II.3, and III.4: *To complete 80% of the total inspections required annually in order to reduce the number of reinspections with 50% compliance at first inspection, by the year 2005.*

Louisiana: Vision 2020 Link: This objective indirectly contributes to Vision 2020 Goal 3.4: *To have a safe and healthy environment for all citizens.*

Children's Cabinet Link: Not applicable

Other Link(s): Not applicable

Explanatory Note: Required inspections are: licensed facilities per LRS 40:1562.3(C-1), including day care centers, physical therapy centers, residential board and care homes; family day care provider homes as per LRS 46:1441 include food care homes (family child day care homes that are funded through the Louisiana Department of Education's "Food Care" Program); prisons, per Louisiana Constitution Article V: 1701, including state, parish and municipal jails; schools, universities, per R.S. 40:153, R.S. 40:1578(A), and R.S. 40:1575; state-owned and state-leased buildings, per R.S. 40:1722 and R.S. 40:1723; and new construction and renovations, per R.S. 40:1578.6 and R.S. 40:1731.

L E V E L	PERFORMANCE INDICATOR NAME	PERFORMANCE INDICATOR VALUES					
		YEAREND PERFORMANCE STANDARD FY 1999-2000	ACTUAL YEAREND PERFORMANCE FY 1999-2000	ACT 11 PERFORMANCE STANDARD FY 2000-2001	EXISTING PERFORMANCE STANDARD FY 2000-2001	AT CONTINUATION BUDGET LEVEL FY 2001-2002	AT RECOMMENDED BUDGET LEVEL FY 2001-2002
K	Percentage of required inspections conducted	68%	84% ¹	72%	69% ²	90% ³	90%
K	Number of required inspections	86,589	106,589	106,725	106,725	81,013 ³	81,013
S	Number of inspections conducted	72,900	90,091	76,841	73,644 ²	73,644	73,644
K	Average number of inspections performed per inspector per day	7	7.54	7	7	7	7

¹ Completion of 84% of required inspections in FY 1999-2000 occurred because six assistant supervisors spent more time conducting required inspection than training lower level inspectors.

² Reductions in percentage of required inspections conducted and in the number of required inspections conducted is based on the following factors: two more inspectors were promoted to assistant supervisors and T.O. was reduced by two inspectors for position/budget cuts. Both performance standards were reduced after the Act 11 standards were adopted. Performance standard reductions were made through August 15th performance standard adjustment (approved in September 2000) and BA-7 (approved November 2000). Both the August 15th performance standard adjustments and BA-7 adjustments were in response to mandated personnel reductions. The BA-7 was part of a departmentwide reallocation of resources to avoid layoffs.

³ The 90% of required inspections conducted at continuation level is due to a reduction in number of required inspections based on the following factors: 1) schools located in certified Fire Protection Bureaus; 2) bulk plans are not required inspections; 3) inspectors of high-rise buildings required by Act 422 have been completed; 4) health care inspections are calculated separately.

2. (SUPPORTING) Through the Inspections activity, to complete 90% of new construction final inspections within two weeks of date the inspection is requested.

Strategic Link: This operational objective will meet the agency's Strategic Objectives I.1 and III.2: *To complete 90% of new construction final inspections within two weeks of date of inspection request, by the year 2001.*

Louisiana: Vision 2020 Link: This objective indirectly contributes to Vision 2020 Goal 3.4: *To have a safe and healthy environment for all citizens.*

Children's Cabinet Link: Not applicable

Other Link(s): Not applicable

Explanatory Note: Required inspections are: licensed facilities per LRS 40:1562.3(C-1), including day care centers, physical therapy centers, residential board and care homes; family day care provider homes as per LRS 46:1441 include food care homes (family child day care homes that are funded through the Louisiana Department of Education's "Food Care" Program); prisons, per Louisiana Constitution Article V: 1701, including state, parish and municipal jails; schools, universities, per R.S. 40:153, R.S. 40:1578(A), and R.S. 40:1575; state-owned and state-leased buildings, per R.S. 40:1722 and R.S. 40:1723; and new construction and renovations, per R.S. 40:1578.6 and R.S. 40:1731.

L E V E L	PERFORMANCE INDICATOR NAME	PERFORMANCE INDICATOR VALUES					
		YEAREND PERFORMANCE STANDARD FY 1999-2000	ACTUAL YEAREND PERFORMANCE FY 1999-2000	ACT 11 PERFORMANCE STANDARD FY 2000-2001	EXISTING PERFORMANCE STANDARD FY 2000-2001	AT CONTINUATION BUDGET LEVEL FY 2001-2002	AT RECOMMENDED BUDGET LEVEL FY 2001-2002
S	Number of final inspections requested	8,500	11,380 ¹	9,500	9,500	9,500	9,500
S	Number of final inspections performed within two weeks of inspection request	7,650	10,811	8,550	8,550	8,550	8,550
S	Percentage of inspections performed within two weeks	90%	95%	90%	90%	90%	90%

¹ There was an upsurge in the state economy which resulted in an increase in the number of requested final inspections.

3. (SUPPORTING) Through the Inspections activity, to conduct 85% of fire safety inspections of health care facilities statewide requiring state license and/or federal certification.

Strategic Link: This operational objective accomplishes the agency's Strategic Objectives I.4, II.4 and III.5: *To complete 85% of fire safety inspections of health care facilities requiring license and/or certification by the year 2005.*

Louisiana: Vision 2020 Link: This objective indirectly contributes to Vision 2020 Goal 3.4: *To have a safe and healthy environment for all citizens.*

Children's Cabinet Link: Not applicable

Other Link(s): Not applicable

L E V E L	PERFORMANCE INDICATOR NAME	PERFORMANCE INDICATOR VALUES					
		YEAREND PERFORMANCE STANDARD FY 1999-2000	ACTUAL YEAREND PERFORMANCE FY 1999-2000	ACT II PERFORMANCE STANDARD FY 2000-2001	EXISTING PERFORMANCE STANDARD FY 2000-2001	AT CONTINUATION BUDGET LEVEL FY 2001-2002	AT RECOMMENDED BUDGET LEVEL FY 2001-2002
S	Number of health care inspections required ¹	6,835	6,835	7,483	7,483	7,483	7,483
S	Number of health care inspections completed ²	6,222	8,201 ³	6,361	6,361	6,361	6,361
S	Percentage of required inspections completed	85%	119%	85%	85%	85%	85%

¹ The number of inspections required is based on the number of buildings, with each floor of multistoried buildings counted as a separate inspection, plus the estimated number of reinspections. Total number of inspections varies depending on the number of final inspections of new construction projects.

² The number of inspections conducted is dependent upon the number of inspectors available to perform the required workload; vacancies within the section would have an impact on this indicator.

³ This yearend actual exceeds the performance standard due to the increase in the number of facility licenses issued by the Department of Health and Hospitals with the number of inspections required to assure compliance, as well as an increase in the number of final inspections conducted for occupancy.

4. (SUPPORTING) Through the Inspections activity, to inspect at least 33.5% of the amusement rides and attractions at least once during each known event held in Louisiana.

Strategic Link: This operational objective is an incremental step toward accomplishing Strategic Objective II.6 and III.6: *To enforce 100% of the laws, rules and regulations pertaining to the responsibilities and duties of the State Fire Marshal, Amusement Section, by June 30, 2005.*

Louisiana: Vision 2020 Link: This objective indirectly contributes to Vision 2020 Goal 3.4: *To have a safe and healthy environment for all citizens.*

Children's Cabinet Link: Not applicable

Other Link(s): Not applicable

L E V E L	PERFORMANCE INDICATOR NAME	PERFORMANCE INDICATOR VALUES					
		YEAREND PERFORMANCE STANDARD FY 1999-2000	ACTUAL YEAREND PERFORMANCE FY 1999-2000	ACT 11 PERFORMANCE STANDARD FY 2000-2001	EXISTING PERFORMANCE STANDARD FY 2000-2001	AT CONTINUATION BUDGET LEVEL FY 2001-2002	AT RECOMMENDED BUDGET LEVEL FY 2001-2002
S	Number of known amusement events held in Louisiana	250	393 ¹	250	250	250	250
S	Percentage of events inspected	100%	100%	100% ²	50% ²	50% ^{2,3}	33.5% ⁴

¹ The first half-year included the air inflatables that required inspections. However, a change in the law in the First Extraordinary Session of 2000 removed the requirement to inspect them. Therefore, inspections should return to projected amounts.

² This activity had original staffing of 6 inspectors; with the loss of three 3 inspectors associated with mandated personnel and budget cuts, the activity will be unable to inspect 100% of known amusement events, which account for approximately 5,000 rides and attractions. Based on the remaining 3 inspectors, the agency can accomplish inspection of 50% of the known events. The Act 11 performance standard of 100% was lowered to 50% through a BA-7 approved in November 2000 as part of a package of amendments to realign department resources and avoid layoffs associated with mandated personnel reductions.

³ An agency request to add positions is not included in the Executive Budget; therefore recommended budget level reflects continuation funding level.

⁴ Due to the loss of three vacancies as a result of the Attrition reduction, an inspector will be reassigned to a more mission critical area. The inspection of the 4,000 rides and attractions associated with the 250 amusement events finds approximately 6,800 violations or approximately 1.8 violations per inspection. The industry reports that since the state inspection program has been in effect, it has caused an improvement in the quality of amusement events that participate in the State.

5.(SUPPORTING) Through the Inspections activity, to inspect 58% of the known state-assigned boilers.

Strategic Link: This operational objective is an incremental step toward accomplishing the agency's Strategic Objectives II.7 and III.7: *To enforce 100% of the law, rules, and regulations pertaining to the responsibilities and duties of the State Fire Marshal, Boiler Section, by June 30, 2005.*

Louisiana: Vision 2020 Link: This objective indirectly contributes to Vision 2020 Goal 3.4: *To have a safe and healthy environment for all citizens.*

Children's Cabinet Link: Not applicable

Other Link(s): Not applicable

Explanatory Note: There are a total of 36,099 boilers in the state. Of these, 18,245 are assigned to be inspected by the Office of State Fire Marshal inspectors and 17,854 are assigned to insurance company inspectors. In the event that an insurance inspector is delinquent by 60 days in inspecting, it is the state's duty to inspect. Thus the number of actual inspections completed may be more than the beginning assigned number.

L E V E L	PERFORMANCE INDICATOR NAME	PERFORMANCE INDICATOR VALUES					
		YEAREND PERFORMANCE STANDARD FY 1999-2000	ACTUAL YEAREND PERFORMANCE FY 1999-2000	ACT 11 PERFORMANCE STANDARD FY 2000-2001	EXISTING PERFORMANCE STANDARD FY 2000-2001	AT CONTINUATION BUDGET LEVEL FY 2001-2002	AT RECOMMENDED BUDGET LEVEL FY 2001-2002
S	Number of state-assigned inspections required ¹	9,000	11,160 ²	13,000	13,000 ³	13,000	13,000
S	Number of state-assigned inspections performed	10,000	12,848	9,000	7,500 ⁶	9,975 ⁷	7,500
S	Percentage of boilers found not in compliance	9%	11.5% ⁴	9%	9%	9%	9%
S	Percentage of boilers overdue for inspection	10%	21.4% ⁵	30%	32% ⁶	32%	32%

¹ Number of inspections required is the number of boilers that are in the agency's database

² The total inspections required increased due to the fact that boilers dropped by insurance companies are automatically added to the database as inspections due for inspection by the state inspectors.

³ During prior fiscal years, New Orleans was exempt from the State Boiler Inspection Law. That exemption has been removed, causing an increase in the "state assigned" workload. This number is one that is still increasing.

⁴ This can be viewed as a positive outcome in that the agency is finding boilers that do not meet the boiler regulations and thereby preventing potential explosion and the resulting life and property losses.

⁵ In the fourth quarter of FY 1999-2000, overdues were higher due to insurance assigned boilers not being inspected due to insurance cutbacks, thereby increasing the overdues.

⁶ Loss of one (1) T.O. resulted in a decrease of 1,500 in the number of inspections performed and an increase in the overdues of 2%. Both performance indicators were revised by a BA-7 approved in November 2000 as part of an amendment package to realign department resources and avoid layoffs resulting from mandated personnel reductions.

⁷ CB 8-9 was not funded. Therefore, Recommended Budget Level was adjusted according to reflect continuation level funding.

6.(SUPPORTING) Through the Inspections activity, to create a comprehensive installation and inspection program by inspecting 60% of all reported manufactured home installations.

Strategic Link: This operational objective partially accomplishes the agency's Strategic Objectives I.5 and II.5: *To increase compliance with the state-mandated installation and tie-down law by inspecting 100% of new home installations by the year 2005.*

Louisiana: Vision 2020 Link: This objective indirectly contributes to Vision 2020 Goal 3.4: *To have a safe and healthy environment for all citizens.*

Children's Cabinet Link: Not applicable

Other Link(s): Not applicable

Explanatory Note: The Office of the State Fire Marshal discontinued participation in the Federal Consumer Program in FY 1999-2000. The office no longer carries out consumer complaint inspections related to manufactured homes and now performs only manufactured housing installation inspections.

L E V E L	PERFORMANCE INDICATOR NAME	PERFORMANCE INDICATOR VALUES					
		YEAREND PERFORMANCE STANDARD FY 1999-2000	ACTUAL YEAREND PERFORMANCE FY 1999-2000	ACT 11 PERFORMANCE STANDARD FY 2000-2001	EXISTING PERFORMANCE STANDARD FY 2000-2001	AT CONTINUATION BUDGET LEVEL FY 2001-2002	AT RECOMMENDED BUDGET LEVEL FY 2001-2002
S	Number of installations reported	Not applicable ¹	Not applicable ¹	Not applicable ¹	30,000 ¹	10,000 ²	10,000 ²
S	Number of installation inspections performed	Not applicable ³	Not applicable ³	Not applicable ³	8,000 ³	8,000	6,000 ⁴
S	Percentage of installation inspections performed	Not applicable ³	Not applicable ³	Not applicable ³	30%	80%	60% ⁴

¹ This is a new performance indicator for FY 2001-2002. Since the indicator did not appear under Act 10 of 1999 or Act 11 of 2000, there are no performance standards for FY 1999-2000 or Act 11 (initial) FY 2000-2001. There is no FY 1999-2000 actual figure since the nature of inspections related to manufactured homes changed at the end of FY 1999-2000. The value shown for existing performance standard is an estimate of yearend performance, not a performance standard. An August 15th performance standard adjustment approved by the Performance Review Subcommittee of the Joint Legislative Committee on the Budget on September 28, 2000, and approved by the JLCB on September 29, 2000 established an indicator named "Number of installation inspection stickers sold," with a performance standard of 30,000, to measure the number of installation inspections needed. That indicator is being discontinued in FY 2001-2002 but will be replaced by "Number of installations reported," a more appropriate indicator to identify the number of installation inspections needed.

² The number of installation inspections reported indicates the level of need for installation inspections. This a new activity and there are no complete baseline data. Past history indicates that there are 10,000 new homes installed each year. There are no figures for used home installations or secondary movers of homes. Estimates were made using percentages obtained from states that have a similar program activity in operation.

³ This is a new performance indicator established by a August 15th performance standard adjustment approved by the Performance Review Subcommittee of the Joint Legislative Committee on the Budget on September 28, 2000, and approved by the JLCB on September 29, 2000. Since the indicator did not appear under Act 10 of 1999 or Act 11 of 2000, there are no performance standards for FY 1999-2000 or Act 11 (initial) FY 2000-2001. There is no FY 1999-2000 actual figure since the nature of inspections related to manufactured homes changed at the end of FY 1999-2000. At the time of the August 15th adjustment, the agency estimated that the number of installations would be 30,000 and that eight inspectors could do 8,000 actual inspections based on an average of five inspections per day per inspector at 1/2 to 3/4 hour per inspection.

⁴ Due to the loss of three vacancies as a result of the Attrition reduction, two inspectors will be reassigned to more mission critical areas. The Manufactured Home section is required to conduct 8,000 inspections per year of installations of manufactured homes. With the loss of these positions only 6,000 inspections or 60% would be conducted. With this loss, the general public would be at a risk of having improperly installed manufactured homes, which could result in the injury or loss of life and property during inclement weather or other conditions. Additionally, there would be a risk of convicted felons selling these homes to residents of this state because background checks cannot be performed.

7.(SUPPORTING) Through the Investigations activity, to create a comprehensive licensing and enforcement program by clearing 75% of investigations related to sprinkler contractor licensing, burglar alarm licensing, and fire protection licensing opened during the fiscal year and 80% of total investigations related to licensed contractors.

Strategic Link: This operational objective is an incremental step toward accomplishing the agency's Strategic Objectives II.8 and III.8: *To provide a comprehensive program to clear 75% of all complaints investigated against contractors within regulated industries by the year 2005.*

Louisiana: Vision 2020 Link: This objective indirectly contributes to Vision 2020 Goal 3.4: *To have a safe and healthy environment for all citizens.*

Children's Cabinet Link: Not applicable

Other Link(s): Not applicable

Explanatory Note: Each complaint is tracked individually. When a complaint is received, it is logged into a computer database. When an investigation is opened, this date is logged in as well. Additionally, when the complaint is cleared and/or closed, this date is logged. A complaint is "cleared" when it is determined to be unsubstantiated or a Notice of Violation is warranted. A complaint is "closed" when the administrative hearing process is completed. This process may take several months or even years, depending on the scope of the investigation.

L E V E L	PERFORMANCE INDICATOR NAME	PERFORMANCE INDICATOR VALUES					
		YEAREND PERFORMANCE STANDARD FY 1999-2000	ACTUAL YEAREND PERFORMANCE FY 1999-2000	ACT 11 PERFORMANCE STANDARD FY 2000-2001	EXISTING PERFORMANCE STANDARD FY 2000-2001	AT CONTINUATION BUDGET LEVEL FY 2001-2002	AT RECOMMENDED BUDGET LEVEL FY 2001-2002
S	Number of complaints received (during FY) ¹	450	541	450	450	500	500
S	Number of investigations opened (during FY) ¹	240	264	240	240	300	300
S	Number of investigations cleared (during FY) ²	72	176	90	90	260	198 ⁶
S	Percentage of investigations cleared (during FY) ³	30% ⁴	32% ⁴	30% ⁴	30% ⁴	87%	66% ⁶
S	Total number of complaints received (cumulative) ^{1,5}	1,425	1,540	1,725	1,725	2,225	2,225
S	Total number of investigations opened (cumulative) ^{1,5}	1,060	1,185	1,300	1,300	1,600	1,600
S	Total number of investigations cleared (cumulative) ⁵	850	964	1,000	1,000	1,198	1,198
S	Total Percentage of investigations cleared (cumulative) ⁵	30%	81%	40%	40%	79%	75% ⁶

- ¹ The number of complaints received and the number of investigations opened may differ due to the large volume of complaints and the number of investigators available within the section to conduct investigations. Normally, each complaint will generate only one investigation; however, once an investigation is opened, additional violations may be discovered, each of which may generate a separate complaint.
- ² Investigations may take several months to clear. As a result, investigations may be opened in one fiscal year and cleared in another.
- ³ This indicator measures the percentage of investigations opened that are cleared in the same fiscal year. It does not track against number of complaints received.
- ⁴ The agency reported 32% as FY 1999-2000 prior year actual in LaPAS; however this number was wrong. The correct percentage should have been 67% (number of investigations cleared divided by the number of investigations opened). The error occurred by dividing the number of investigations cleared by the number of complaints received. Standards for FY 1999-2000 and FY 2000-2001 also are miscalculated. FY 2001-2002 values are calculated correctly.
- ⁵ This indicator is a cumulative count, beginning with the inception of the licensing and enforcement activity.
- ⁶ Two agency continuation budget requests (CB 8-2 and CB 8-3) are not included in the Executive Budget; as a result, recommended budget level. performance is lower than continuation level performance.

8.KEY) Through the Investigations activity, to exceed the National Arson clearance rate of 16%, as established by the FBI Uniform Crime Report (1998).

Strategic Link: This operational objective is related to the agency's Strategic Objectives II.14 and III.10: *To exceed the National Arson Clearance rate of 16% by 2003.*

Louisiana: Vision 2020 Link: This objective indirectly contributes to Vision 2020 Goal 3.4: *To have a safe and healthy environment for all citizens.*

Children's Cabinet Link: Not applicable

Other Link(s): Not applicable

Explanatory Note: The arson clearance rate is calculated by the addition of all criminal cases investigated that are closed by arrest and exceptional clearance, and dividing by the total number of criminal investigations. These investigations are conducted in accordance with R.S. 40:1563.1. "Exceptional clearance" is utilized in those cases in which the following conditions are met: (a) the investigation clearly and definitely establishes the identity of at least one offender, (b) sufficient probable cause has been developed to support the arrest, charging, and prosecution of the offender, (c) the exact location of the offender is known so that an arrest could be made, and (d) circumstances beyond the control of the investigator of investigative agency dictate that no prosecution of the offender is forthcoming (examples: under-age offender, plea agreement through prosecuting agency, death of the offender, etc.).

Explanatory Note: The information provided in the past was not broken down into incendiary/non-incendiary fires (criminal/non-criminal cases). Rather a total number of investigated was used to determine the "arrest rate." After careful evaluation, the Office of State Fire Marshal determined that the "arrest rate" format is not the most accurate means of tracking arson cases that lead to arrests and convictions. The office determined that a more accurate method is the use of the basic case reporting format, as used by the FBI's Uniform Crime Report. This format distinguishes between criminal and non-criminal investigations and tracks those investigations closed by "arrest" and/or "exceptional clearance," which establishes a baseline national clearance rate of 16%. In FY 1999-2000, 798 total cases were investigated, of which, 125 were found to be non-incendiary (non-criminal). Of the 673 incendiary cases of undetermined causes (criminal), 112 were closed by arrest and 68 were closed by exceptional clearance for a closure rate of 26.75%.

L E V E L	PERFORMANCE INDICATOR NAME	PERFORMANCE INDICATOR VALUES					
		YEAREND PERFORMANCE STANDARD FY 1999-2000	ACTUAL YEAREND PERFORMANCE FY 1999-2000	ACT 11 PERFORMANCE STANDARD FY 2000-2001	EXISTING PERFORMANCE STANDARD FY 2000-2001	AT CONTINUATION BUDGET LEVEL FY 2001-2002	AT RECOMMENDED BUDGET LEVEL FY 2001-2002
S	Total cases investigated	800	798 ¹	423 ¹	423 ¹	730 ¹	730
S	Total number of non-incendiary fire incidents ²	Not applicable ³	125	Not applicable ³	Not available ³	117	117
S	Total number of investigated cases in which there is potential criminal prosecution ⁴	Not applicable ³	673 ³	Not applicable ³	Not available ³	613	613
S	Number of criminal investigations cleared ⁵	Not applicable ³	180 ³	Not applicable ³	Not available ³	105	105
K	Arson clearance rate ⁶	Not applicable ³	26.75% ³	Not applicable ³	Not available ³	17%	17%

- ¹ The figure reported for total cases investigated in the LaPAS Fourth Quarter Performance Progress Report for FY 1999-2000 included only incendiary cases of undetermined causes (criminal). The actual figure for total cases investigated is 798. The performance standard for FY 2000-2001 was based on a reduction in the number of arson investigators from 18 to 10. Even though it was anticipated that the same number of investigations could be performed by the reduced personnel, it was deemed prudent to reduce the performance standard until accurate data could be assimilated for FY 2000-2001. Based on a caseload of 365 for the first half of FY 2000-2001, a continuation level of 730 is anticipated for FY 2001-2002.
- ² Non-incendiary fire incidents are those in which there is no criminal action or intent, and can thereby have no criminal prosecution (examples: accidental, natural causes, etc.)
- ³ This is a new performance indicator. It did not appear under Act 10 of 1999 or Act 11 of 2000 and has no performance standards for FY 1999-2000 and FY 2000-2001. No FY 1999-2000 actual data or estimate of FY 2000-2001 yearend performance was provided by the agency.
- ⁴ This indicator constitutes the total number of investigated cases in which there is potential criminal prosecution, I.e. known fire incidents caused by arson, and those incidents in which arson cannot be ruled out as a causative factor.
- ⁵ Criminal investigations are "cleared" by means of arrest and exceptional clearance. In prior years, this program ha used "Number of arson arrests made" as a performance indicator. The program reported a FY 1998-1999 actual of 166 and an FY 1999-2000 actual of 112 for number of arson arrests made. The FY 2000-2001 performance standard for number of arson arrests made is 76.
- ⁶ Clearance rate is the rate of criminal investigation (total cases minus non-incendiary cases) closed/cleared by means of arrest and exceptional clearance. For FY 2000-2001, this program uses "State arson arrest rate" as a performance indicator. This "arrest rate" indicator is calculated as the number of arson investigations conducted compared to the number of arrests made. The program reported a FY 1998-1999 actual of 23% and an FY 1999-2000 yearend performance estimate of 17% for "State arson arrest rate." The FY 2000-2001 performance standard for "State arson arrest rate" is 18%. In FY 1999-2000, the program used "State conviction rate" as a performance indicator. The program reported a FY 1999-2000 actual for this indicator of 8%.

9.(KEY) Through the Plan Review activity, to complete a final review of a set of plans and specifications within an average of 3.21 man-hours.

Strategic Link: This operational objective partially accomplishes the agency's Strategic Objectives I.6 and III.9: *To reduce the amount of time required to complete a final review of a set of plans and specifications by 5% by 2005.*

Louisiana: Vision 2020 Link: This objective indirectly contributes to Vision 2020 Goal 3.4: *To have a safe and healthy environment for all citizens.*

Children's Cabinet Link: Not applicable

Other Link(s): Not applicable

Explanatory Note: This objective and its performance indicators reflect the anticipated effects of mandated Energy Code enforcement. In 1992 the U.S. Congress passed the Energy Policy Act (EPAct), which requires states to document that their energy code was equal to the model energy code adopted in the act. Louisiana did not have an energy code and could not make this mandatory certification. In 1997 legislation was passed to adopt an energy code for the State. This law mandated enforcement of the energy code by the Office of State Fire Marshal, effective January 1, 1999. In accordance with R.S. 40:1730.21 et. seq., all new buildings and all applicable renovations (as defined by R.S. 40:1574 (c), (d), (e), and (f)) must be determined to satisfactorily comply with the efficiency requirements of ASHRAE 90.1-1989 (the document developed by the American Society of Heating, Refrigerating, and Air Conditioning Engineers and the Illuminating Engineering Society of North America entitled "Energy Efficient Design of New Buildings Except Low-Rise Residential Buildings").

The code provides minimum requirements for the building envelope and systems and equipment for electrical power, lighting, heating, ventilating, air conditioning, service water heating, and energy management. It was anticipated that in FY 1999-2000, 50% of projects subject to this review would be in compliance with the code. Actual compliance was 54.36%.

In FY 2000-2001 the scope of Energy Code enforcement changed as required by statute. The law requires that smaller projects be required to comply with the Energy Code. These smaller projects generally were not required to be prepared by a design professional. These types of projects require a greater level of customer service by the plan review staff in order to help these small business owners through the process to file the correct Energy Code documents. Projects submitted by professionals after January 1, 2001, will not be released for construction until the Energy Code compliance documents are submitted. The projected workload increase will be handled with the help of only five additional staff, in lieu of the eight originally projected. Plan review delays may result and additional staff will be needed at the beginning of FY 2001-2002 in order to review projects in a more timely manner.

L E V E L	PERFORMANCE INDICATOR NAME	PERFORMANCE INDICATOR VALUES					
		YEAREND PERFORMANCE STANDARD FY 1999-2000	ACTUAL YEAREND PERFORMANCE FY 1999-2000	ACT 11 PERFORMANCE STANDARD FY 2000-2001	EXISTING PERFORMANCE STANDARD FY 2000-2001	AT CONTINUATION BUDGET LEVEL FY 2001-2002	AT RECOMMENDED BUDGET LEVEL FY 2001-2002
S	Number of projects submitted for review	Not applicable ¹	15,698	15,000	15,000	15,000	15,000
S	Number of projects reviewed	15,303	15,545	14,400	14,400	14,400 ²	14,400
S	Number of projects not in compliance	Not applicable ¹	956	1,246	1,246	1,246 ²	1,246
K	Average review time per project (in man-hours)	3.01	2.99	3.21	3.21	3.21 ³	3.21

¹ This performance standard appeared under Act 19 of 1998 but not under Act 10 of 1999; therefore there is no FY 1999-2000 performance standard.

²The number of projects reviewed and average review time per project may be adversely affected by the change in scope of Energy Code Enforcement as statutorily maintained. The FY 2000-2001 performance standard and FY 2001-2002 values represent best guess estimates since this change of scope is a new application with no baseline or history.

³Included a workload adjustment related to mandatory Energy Code enforcement.

GENERAL PERFORMANCE INFORMATION: PLAN REVIEW					
PERFORMANCE INDICATOR	PRIOR YEAR ACTUAL FY 1995-1996	PRIOR YEAR ACTUAL FY 1996-1997	PRIOR YEAR ACTUAL FY 1997-1998	PRIOR YEAR ACTUAL FY 1998-1999	PRIOR YEAR ACTUAL FY 1999-2000
Number of projects reviewed	13,616	14,234	14,424	14,694	15,545
Average review time per project (in man-hours)	Not available	3.10	2.50	2.43	2.99
Average turnaround time per project (in working days)	15.0	6.8	10.8	6.4	Not available ¹
Percentage of projects found not in compliance	10.8%	8.8%	7.2%	6.1%	6.15%

¹ Not available due to computer modifications during FY 1999-2000.

RESOURCE ALLOCATION FOR THE PROGRAM

	ACTUAL 1999 - 2000	ACT 11 2000 - 2001	EXISTING 2000 - 2001	CONTINUATION 2001 - 2002	RECOMMENDED 2001 - 2002	RECOMMENDED OVER/(UNDER) EXISTING
MEANS OF FINANCING:						
STATE GENERAL FUND (Direct)	\$0	\$0	\$0	\$0	\$0	\$0
STATE GENERAL FUND BY:						
Interagency Transfers	203,580	203,580	203,580	203,580	215,000	11,420
Fees & Self-gen. Revenues	2,383,219	3,013,089	2,956,827	2,687,777	2,687,777	(269,050)
Statutory Dedications	6,158,069	6,487,212	6,417,057	6,858,459	6,832,869	415,812
Interim Emergency Board	0	0	0	0	0	0
FEDERAL FUNDS	89,463	10,015	10,015	10,015	10,015	0
TOTAL MEANS OF FINANCING	\$8,834,331	\$9,713,896	\$9,587,479	\$9,759,831	\$9,745,661	\$158,182
EXPENDITURES & REQUEST:						
Salaries	\$5,411,948	\$5,957,175	\$5,846,086	\$5,893,011	\$5,935,715	\$89,629
Other Compensation	105,864	9,766	9,766	9,766	9,766	0
Related Benefits	1,020,288	1,213,813	1,198,485	1,236,206	1,236,206	37,721
Total Operating Expenses	780,593	861,060	861,060	887,804	840,383	(20,677)
Professional Services	0	0	0	0	0	0
Total Other Charges	984,964	831,588	831,588	840,035	830,582	(1,006)
Total Acq. & Major Repairs	530,674	840,494	840,494	893,009	893,009	52,515
TOTAL EXPENDITURES AND REQUEST	\$8,834,331	\$9,713,896	\$9,587,479	\$9,759,831	\$9,745,661	\$158,182
AUTHORIZED FULL-TIME EQUIVALENTS: Classified	186	191	181	181	178	(3)
Unclassified	1	1	1	1	1	0
TOTAL	187	192	182	182	179	(3)

SOURCE OF FUNDING

This program is funded with Interagency Transfers, Fees and Self-generated Revenues, Statutory Dedications, and Federal Funds. The Interagency Transfers are derived from the Department of Health and Hospitals for inspection services. The Fees and Self-generated Revenues are derived from issuance of various licenses (fireworks, mobile home manufacturer, sprinkler and fire extinguisher), sale of fire incident reports and boiler inspection fees. The Statutory Dedications are derived from the Louisiana Fire Marshal Fund, the Louisiana Alarm Regulatory Trust Fund and the Volunteer Firefighters Insurance Premiums. (Per R.S. 39:32B(8), see table below for a listing of expenditures out of each statutory dedicated fund.) The Federal Funds are to defray the cost for inspecting mobile homes that are transported to Louisiana after being manufactured in another state.

	ACTUAL 1999- 2000	ACT 11 2000 - 2001	EXISTING 2000 - 2001	CONTINUATION 2001 - 2002	RECOMMENDED 2001 - 2002	RECOMMENDED OVER/(UNDER) EXISTING
Louisiana Fire Marshal Fund	\$5,591,570	\$5,692,212	\$5,622,057	\$6,063,459	\$6,037,869	\$415,812
Volunteer Firefighters Insurance Premium Fund	\$320,000	\$320,000	\$320,000	\$320,000	\$320,000	\$0
Louisiana Alarm Regulatory Trust Fund	\$246,499	\$475,000	\$475,000	\$475,000	\$475,000	\$0

ANALYSIS OF RECOMMENDATION

GENERAL FUND	TOTAL	T.O.	DESCRIPTION
\$0	\$9,713,896	192	ACT 11 FISCAL YEAR 2000-2001
			BA-7 TRANSACTIONS:
\$0	(\$126,417)	(10)	Realignment of gubernatorial mandated personnel reductions
\$0	\$9,587,479	182	EXISTING OPERATING BUDGET – December 15, 2000
\$0	\$195,338	0	Annualization of FY 2000-2001 Classified State Employees Merit Increase
\$0	\$103,422	0	Classified State Employees Merit Increases for FY 2001 -2002
\$0	(\$20,677)	0	Risk Management Adjustment
\$0	\$893,009	0	Acquisitions & Major Repairs
\$0	(\$840,494)	0	Non-Recurring Acquisitions & Major Repairs
\$0	\$791	0	Maintenance of State-Owned Buildings
\$0	(\$214,114)	0	Salary Base Adjustment
\$0	(\$113,620)	(3)	Attrition Adjustment
\$0	(\$1,797)	0	Civil Service Fees
\$0	\$156,324	0	Civil Service reallocation for architects
\$0	\$9,745,661	179	TOTAL RECOMMENDED
\$0	\$0	0	LESS GOVERNOR'S SUPPLEMENTARY RECOMMENDATIONS
\$0	\$9,745,661	179	BASE EXECUTIVE BUDGET FISCAL YEAR 2001-2002
			SUPPLEMENTARY RECOMMENDATIONS CONTINGENT ON NEW REVENUE:
\$0	\$0	0	None
\$0	\$0	0	TOTAL SUPPLEMENTARY RECOMMENDATIONS CONTINGENT ON NEW REVENUE

\$0 \$9,745,661 179 GRAND TOTAL RECOMMENDED

The total means of financing for this program is recommended at 101.6% of the existing operating budget. It represents 91.5% of the total request (\$10,651,775) for this program. Significant adjustments include reduced funding for acquisitions and a reduction for risk management premiums.

PROFESSIONAL SERVICES

This program does not have funding for Professional Services for Fiscal Year 2001-2002

OTHER CHARGES

\$320,000 Volunteer firefighters insurance premiums
\$71,456 Investigators receive \$4.50 per workday for cleaning and maintaining uniforms

\$391,456 SUB-TOTAL OTHER CHARGES

Interagency Transfers:

\$300,317 Transferred to Management and Finance for utilities, dues, duplicating, telephone, utilities, and supplies
\$68,296 Transferred to State Police for automotive maintenance
\$30,891 Maintenance of State Buildings
\$19,082 Civil Service/CPTP charges
\$20,540 Transferred to Division of Administrative Law for administrative hearings

\$439,126 SUB-TOTAL INTERAGENCY TRANSFERS

\$830,582 TOTAL OTHER CHARGES

ACQUISITIONS AND MAJOR REPAIRS

\$735,000 Replacement vehicles (49)
\$158,009 Replacement computer and office equipment and supplies

\$893,009 TOTAL ACQUISITIONS AND MAJOR REPAIRS